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Practitioners Docket No. CM-NMM-0139

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Marchant et al.

Application No.: 09/302,195 Group No. 1654

Filed: April 29, 1999 Examiner: Teller, Roy R.

For: Surfactants That Mimic The Glycocalyx

: Patent No.: 6,759,388

Issued: July 06, 2004

Box M Fee

Assistant Commissioner for Patents

Washington, D.C. 20231

NOTIFICATION OF ERROR IN PAYMENT OF FEE(S) AS A SMALL ENTITY

(37 C.F.R. ' 1.28(c))

NOTE: 37 C.F.R. ' 1.28(c): A(c) How errors in small entity status are excused. If status as a small entity is established in good faith, and fees as a small entity are paid in good faith, in any application or patent, and it is later discovered that such status as a small entity was established in error, or that through error the Office was not notified of a loss of entitlement to small entity status as required by ' 1.27(g)(2), the error will be excused upon: compliance with the separate submission and itemization requirements of paragraphs (c)(1) and (c)(2) of this section, and the deficiency payment requirement of paragraph (c)(2) of this section.®

NOTE: 37 C.F.R. ' 1.28(c): A Separate submission required for each application or patent. Any paper submitted under this paragraph must be limited to the deficiency payment (all) fees paid in error, required by paragraph (c)(2) of this section, for one application or one patent. Where more than one application or patent is involved, separate submissions of deficiency payments (e.g., checks) and itemizations are required for each application or patent. See ' 1.4(b).®

CERTIFICATION UNDER 37 C.F.R. ' 1.10*

I hereby certify that, on the date shown below, this correspondence is being: facsimile transmitted to the Patent and Trademark Office, 571-273-8300.

Signature

Denise A. Kraft

(type or print name of person certifying)

Denise A. Kraft

Date: 12/22/2011

Erroneous Filing of Small Entity Statement

1. On January 23, 2008 a small entity assertion was erroneously filed in this

☐ application

☒ patent since the assignee became a large entity after the issue date and prior to the date that the first maintenance fee was paid on January 23, 2008.

2. This assertion of small entity status in this application and the payment of fee(s) as a small entity was/were made in good faith.

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01/23/2012 CKHLOK 00000012 6759388

01 FC:1559

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Payment of Deficiency

5. The total deficiency owed is paid as follows:

Attached is a check money order in the amount of \$

: Authorization is hereby made to charge the amount of \$

: to Deposit Account No.

X to Credit card as shown on the attached credit card information authorization form PTO-2038.

WARNING: Credit card information should not be included on this form as it may become public.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

SIGNATURE OF PRACTITIONER



Steven W. Winn

(type or print name of practitioner)

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